



March 9, 2001

Utah Coal Program  
Division of Oil, Gas and Mining  
1594 West North Temple, Suite 1210  
P.O. Box 145801  
Salt Lake City, Utah 84114-5801

Attn: Daron Haddock

**Subject: Response to Deficiencies in the Revised Reclamation Plan - Round Three, PacifiCorp, Deer Creek Mine, ~~C2000000~~ AM99C-3, and Volume 9, AM00D, Emery County, Utah**

PacifiCorp, by and through its wholly-owned subsidiary, Energy West Mining Company ("Energy West") as mine operator, hereby submits round three responses to the deficiencies of the revised Deer Creek reclamation plan. The revised plan was initially submitted in May, 1999. PacifiCorp received the first round of deficiencies in the document dated July 7, 1999. Round One response to the findings was to be completed by August 9, 1999. Because of the extent of the deficiencies, PacifiCorp requested an extension to the response deadline on August 8, 1999. The Division granted the extension request until October 8, 1999.

PacifiCorp again requested an extension to respond to the deficiencies in a letter dated September 30, 1999. This request solicited permission to extend the response period until the end of the year. The Division responded and gave PacifiCorp until December 8, 1999 to resubmit the revised plan. The first round of responses were hand delivered to the Division on December 6, 1999. On March 13, 2000, PacifiCorp received the second round of deficiencies of the Deer Creek revised reclamation plan. These deficiencies required a slope stability analysis to be conducted on slopes at the Deer Creek Mine. Slope stability field work began on April 3, 2000 and took about a week to complete. Responses to the second round of deficiencies were to be submitted by May 15, 2000.

On May 9, 2000, PacifiCorp requested an extension for 60 days to respond to the second round of deficiencies, since results from the slope stability report had not been completed by the contracted agent. The Division granted the 60 day extension until July 14, 2000. On July 21, 2000, PacifiCorp had no option but to request another 30 days to respond to the March 13, 2000 deficiencies. The slope stability report had finally been received in our office by mid-July. At that time, other projects had taken priority and force PacifiCorp to request another extension. The Division granted the 30 day extension until August 14, 2000.

On September 8, 2000, PacifiCorp responded to the March 13, 2000 deficiencies and submitted a newly revised reclamation plan for the Deer Creek Mine. On November 6, 2000, the Division sent their review findings on the September 8, 2000 submittal and the August 31, 2000 revisions to the water monitoring plans in Volume 9. PacifiCorp was given until January 8, 2001 to respond to the

Huntington Office:  
(801) 687-9821  
Fax # (801) 687-2695

Deer Creek Mine:  
(801) 381-2317  
Fax # (801) 381-2285

Cottonwood Mine:  
(801) 748-2319  
Fax # (801) 748-2380

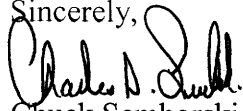
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latest round of deficiencies. A 60 day extension was requested and approved. The third round deficiencies are due March 9, 2001.

The attached document attempts to answer the third round of deficiencies in the order they were received. The Division's third round of findings will be first listed by regulation and explanation. PacifiCorp will follow by a response in *italics*.

Accompanied with this letter are two (2) copies of the reclamation plan for your Round Four review process. If you have any questions or concerns regarding this document, please contact myself at (435) 687-4720 or Dennis Oakley at (435) 687-4825.

Sincerely,



Chuck Semborski  
Permitting/Geology Supervisor

Enclosure: Response to Technical Analysis Deficiencies - Round Three

Cc: Carl Pollastro  
Chuck Semborski  
Dennis Oakley  
File

# APPLICATION FOR PERMIT PROCESSING

Permit Change <input checked="" type="checkbox"/>	New Permit <input type="checkbox"/>	Renewal <input type="checkbox"/>	Transfer <input type="checkbox"/>	Exploration <input type="checkbox"/>	Bond Release <input type="checkbox"/>	Permit Number: C/015/018
Title of Proposal: Amendment to Revise Deer Creek Reclamation Plan, Deer Creek Mine, PacifiCorp, C/015/018, Emery County, Utah						Mine: DEER CREEK
						Permittee: PACIFICORP

Description, include reason for application and timing required to implement: Revised plan to reflect final reclamation completed in December 1999.

**Instructions:** If you answer yes to any of the first 8 questions (gray), submit the application to the Salt Lake Office. Otherwise, you may submit it to your reclamation specialist.

<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	1. Change in the size of the Permit Area? _____ acres Disturbed Area? _____ acres <input type="checkbox"/> increase <input type="checkbox"/> decrease.
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	2. Is the application submitted as a result of a Division Order? DO # _____
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	3. Does application include operations outside a previously identified Cumulative Hydrologic Impact Area?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	4. Does application include operations in hydrologic basins other than as currently approved?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	5. Does application result from cancellation, reduction or increase of insurance or reclamation bond?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	6. Does the application require or include public notice/publication?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	7. Does the application require or include ownership, control, right-of-entry, or compliance information?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	9. Is the application submitted as a result of a Violation? NOV # _____
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	10. Is the application submitted as a result of other laws or regulations or policies? Explain: _____
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	11. Does the application affect the surface landowner or change the post mining land use?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2?)
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	13. Does the application require or include collection and reporting of any baseline information?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	15. Does application require or include soil removal, storage or placement?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	16. Does the application require or include vegetation monitoring, removal or revegetation activities?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	17. Does the application require or include construction, modification, or removal of surface facilities?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	18. Does the application require or include water monitoring, sediment or drainage control measures?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	19. Does the application require or include certified designs, maps, or calculations?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	20. Does the application require or include subsidence control or monitoring?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	21. Have reclamation costs for bonding been provided for?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	22. Does application involve a perennial stream, a stream buffer zone or discharges to a stream?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	23. Does the application affect permits issued by other agencies or permits issued to other entities?

☒ **Attach 2 complete copies of the application.**

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein. (R645-301-123)

Charles A. Semborski Charles A. Semborski - Geology/Permitting Supervisor 3/16/2001  
Signed - Name - Position - Date

Subscribed and sworn to before me this 16 day of March 2001.

Lori Ann Anderson  
Notary Public  
My Commission Expires: 12/22, 2001  
Attest: STATE OF Utah COUNTY OF Emery

Received by Oil, Gas & Mining

**RECEIVED**

MAR 16 2001

DIVISION OF

**SIGNED AND DATED**

## THEORY OF OIL AND GAS TRAINING